

Jonathan A. Stieglitz, Esq. (SBN 278028)
THE LAW OFFICES OF
JONATHAN A. STIEGLITZ
11845 Olympic Blvd., Suite 800
Los Angeles, CA 90064
Telephone: (323) 979-2063
Facsimile: (323) 488-6748

Jonathan M. Rotter (SBN 234137)
Natalie S. Pang (SBN 305886)
GLANCY PRONGAY & MURRAY LLP
1925 Century Park East, Suite 2100
Los Angeles, CA 90067
Telephone: (310) 201-9150
Facsimile: (310) 201-9160
Email: info@glancylaw.com

Attorneys for Plaintiff and the Putative Class

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

BEACH DISTRICT SURGERY
CENTER, L.P., Individually and on
Behalf of All Others Similarly
Situated,

Plaintiff,

v.

CIGNA HEALTH AND LIFE INS.
CO., and DOES 1-10, inclusive,

Defendants.

Case No. 2:22-cv-03931-MCS-JPR

**STIPULATION OF DISMISSAL WITH
PREJUDICE PURSUANT TO FRCP
41(a)(1)(A)(ii)**

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Beach
2 District Surgery Center, L.P. (“Plaintiff”) and Defendant Cigna Health and Life Ins.
3 Co. (“Defendant”) (collectively, the “Parties”) stipulate to the dismissal of this
4 Action with prejudice, with each party to bear their own costs, attorneys’ fees, and
5 expenses.

6 **SO STIPULATED.**

7
8 Dated: January 23, 2023

Respectfully submitted,

9 **GLANCY PRONGAY & MURRAY LLP**

10 By: /s/ Jonathan M. Rotter

11 Jonathan M. Rotter

12 Natalie S. Pang

13 1925 Century Park East, Suite 2100

14 Los Angeles, CA 90067

15 Telephone: (310) 201-9150

16 Facsimile: (310) 201-9160

17 Email: jrotter@glancylaw.com

18 Email: npang@glancylaw.com

19 **THE LAW OFFICES OF**

20 **JONATHAN A. STIEGLITZ**

21 Jonathan A. Stieglitz

22 11845 Olympic Blvd., Suite 800

23 Los Angeles, CA 90064

24 Telephone: (323) 979-2063

25 Facsimile: (323) 488-6748

26 *Attorneys for Plaintiff and the Putative Class*

1 Dated: January 23, 2023

MCDERMOTT WILL AND EMERY

2 By: /s/ Richard W. Nicholson, Jr.
3 William P Donovan, Jr.
4 2049 Century Park East Suite 3200
5 Los Angeles, CA 90067-3206
6 Telephone: 310-788-4110
7 Facsimile: 310-277-4110
8 Email: wdonovan@mwe.com

9 Joshua B. Simon*
10 Warren Haskel*
11 Richard W. Nicholson, Jr.*
12 Michael Murray*
13 One Vanderbilt Avenue
14 New York, NY 10017-3852
15 Telephone: (212) 547-5400
16 Facsimile: (212) 547-5444
17 Email: jsimon@mwe.com
18 Email: whaskel@mwe.com
19 Email: rnicholson@mwe.com
20 Email: mmurray@mwe.com

*admitted *pro hac vice*

*Attorneys for Defendant Cigna Health and
Life Ins. Co.*

ATTESTATION

21 I, Jonathan M. Rotter, am the ECF user whose identification and password are
22 being used to file this document. In compliance with Local Rule 5-4.3.4, I hereby
23 attest that all other signatories listed, and on whose behalf the filing is submitted,
24 concur in the filing's content and have authorized the filing.

25
26 Dated: January 23, 2023

s/ Jonathan M. Rotter
Jonathan M. Rotter

PROOF OF SERVICE BY ELECTRONIC POSTING

I, the undersigned say:

I am not a party to the above case and am over eighteen years old. On January 23, 2023, I served true and correct copies of the foregoing document, by posting the document electronically to the ECF website of the United States District Court for the Central District of California, for receipt electronically by the parties listed on the Court's Service List.

I affirm under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on January 23, 2023, at Los Angeles, California.

s/ Jonathan M. Rotter

Jonathan M. Rotter